

(i) a card, token, credit, or product in exchange for anything of value; and
 (ii) along with the card, token, credit, or product, the opportunity to participate in a contest, game, gaming scheme, or sweepstakes with a potential return of money or something of value that is based on an element of chance and not substantially affected by a person's skill, knowledge, or dexterity.

(b) "Fringe gaming device" does not include a device that ~~§→~~ :

(i) ~~←§~~ provides the user a card, token, credit, or product in exchange for only the user's name, birthdate, or contact information ~~§→~~ ;

(ii) utilizes a mandatory electronic age verification process that:

(A) provides a visual warning that notifies the user that use is limited to adults 18 years of age or older; and

(B) electronically or mechanically requires the user to input a birthdate demonstrating that the user is not under 18 years of age before the device can be activated for play; and

(iii) provides a visual warning that use of the device is limited to 60 minutes and automatically terminates the user's session on the device at the expiration of the time limit ~~←§~~ .

~~[(2)]~~ (4) (a) "Gambling" means risking anything of value for a return or risking anything of value upon the outcome of a contest, game, gaming scheme, or gaming device when the return or outcome:

(i) is based ~~[upon]~~ on an element of chance ~~§→~~ , regardless of the existence of a preview or pre-reveal feature in the

device, contest, or game ~~←§~~ ; and

(ii) is in accord with an agreement or understanding that someone will receive ~~[something]~~ anything of value in the event of a certain outcome.

(b) "Gambling" includes a lottery ~~[and fringe gambling]~~.

(c) "Gambling" does not include:

(i) a lawful business transaction; or

(ii) playing an amusement device that confers:

(A) only an immediate and unrecorded right of replay not exchangeable for value~~[-]; or~~

(B) as a reward for playing, a toy or novelty with a value of less than ~~§→~~ ~~[\$5]~~ ~~\$50~~ ~~←§~~ .

~~[(3)]~~ (5) "Gambling bet" means money, checks, credit, or any other representation of value.

~~[(4)]~~ (6) "Gambling device or record" means anything specifically designed for use in gambling ~~or fringe gambling~~ or used primarily for gambling ~~or fringe gambling~~.

~~[(5)]~~ (7) "Gambling proceeds" means anything of value used in gambling ~~or fringe~~